## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of

Tapani Levola

Filed: Herewith

For: ELECTRICALLY TUNABLE DIFFRACTIVE GRATING ELEMENT

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Applicant submits herewith references of which he is aware, which he believes may be material to the examination of this application and which he may have a duty to disclose in accordance with 37 CFR 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any document referred to herein is "prior art" for this invention unless specifically designated as such.

## FILING OF PAPERS AND FEES BY "EXPRESS MAIL" WITH CERTIFICATE IN ACCORDANCE WITH 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as "Express Mail" in an envelope with Mailing Label No. EV252884015US placed thereon prior to mailing and addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Marilyn O'Connell

Dated: September 19, 2003

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement should not be construed to mean that a search has been made or that no other material information as defined under 37 CFR 1.56(a) exists.

Enclosed is a copy of the first Official Action together with copies of the cited references along with a copy of the reference cited in the specification.

Also enclosed is a Form PTO-1449 listing the cited references.

Respectfully submitted,

Francis J. Maguire

Attorney for the Applicant Registration No. 31,391

/mo
September 19, 2003
WARE, FRESSOLA, VAN DER SLUYS
& ADOLPHSON LLP
755 Main Street, PO Box 224
Monroe CT 06468
(203) 261-1234

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